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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Satoru MIYAMOTO et al.

Serial No.: 10/683,844 Group Art Unit 1756

Filed : October 10, 2003 Examiner C. RoDee

For : TONER FOR USE IN ELECTROPHOTOGRAPHY IMAGE FORMATION METHOD USING THE TONER, METHOD OF PRODUCING THE TONER, AND APPARATUS FOR PRODUCING THE TONER

COMMUNICATION CONCERNING
NOTICE OF NON-COMPLIANT AMENDMENT

1185 Ave. Of the Americas
New York, N.Y. 100036
June 24, 2004

Commissioner for Patents,
P. O. Box 1450,
Alexandria, VA 22313-1450

S I R:

This is to acknowledge a voice-mail message kindly provided to the undersigned attorney on June 24, 2004, by Ms. R. M. Wimbush of Technology Center 1700 advising applicants to disregard the Notice of Non-Compliant Amendment dated June 18, 2004, in the above-identified application. The notice was based on the fact that in the Amendment in question, claim 9 was amended and was given the status identifier "withdrawn." In a voice-mail message to Ms. Wimbush on June 23, 2004, the attorney noted that this format complied with USPTO instructions **(see http:/www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf)**.

Respectfully,

Christopher C. Dunham

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Reg. No. 22,031
Attorney for Applicants
Tel. (212) 278-0400

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Christopher C. Dunham

Christopher C. Dunham, Reg. No. 22,031

Date JUNE 24, 2004